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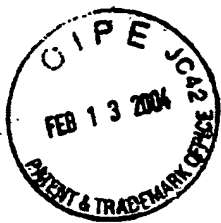
TRANSMITTAL FORM <small>(to be used for all correspondence after initial filing)</small>		Application Number	09/870,113
		Filing Date	May 30, 2001
		First Named Inventor	Turner, Jr., C. Alexander
		Art Unit	1652
		Examiner Name	M. Rao
Total Number of Pages in This Submission	20 + Exhibits	Attorney Docket Number	LEX-0182-USA

ENCLOSURES <small>(check all that apply)</small>		
<input type="checkbox"/> Fee Transmittal Form <input type="checkbox"/> Fee Attached <input checked="" type="checkbox"/> Amendment / Reply <input checked="" type="checkbox"/> After Final <input type="checkbox"/> Affidavits/declaration(s) <input checked="" type="checkbox"/> Extension of Time Request (Original & Copy) <input type="checkbox"/> Express Abandonment Request <input type="checkbox"/> Information Disclosure Statement <input type="checkbox"/> Certified Copy of Priority Document(s) <input type="checkbox"/> Response to Missing Parts/Incomplete Application <input type="checkbox"/> Response to Missing Parts under 37 CFR 1.52 or 1.53	<input type="checkbox"/> Drawing(s) <input type="checkbox"/> Licensing-related Papers <input type="checkbox"/> Petition <input type="checkbox"/> Petition to Convert to a Provisional Application <input type="checkbox"/> Power of Attorney, Revocation Change of Correspondence Address <input type="checkbox"/> Terminal Disclaimer <input type="checkbox"/> Request for Refund <input type="checkbox"/> CD, Number of CD(s) _____	<input type="checkbox"/> After Allowance Communication to Group <input type="checkbox"/> Appeal Communication to Board of Appeals and Interferences <input checked="" type="checkbox"/> Appeal Communication to Group <small>(Appeal Notice, Brief, Reply Brief)</small> <input type="checkbox"/> Proprietary Information <input type="checkbox"/> Status Letter <input checked="" type="checkbox"/> Other Enclosure(s) <small>(please identify below):</small> - Return Postcard - Exhibits A - J
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Firm or Individual	Lexicon Genetics Incorporated Lance K. Ishimoto Reg. No. 41,866
Signature	<i>Lance K. Ishimoto by David W. Hober</i> <i>DAVID W. HOBER</i> <i>Reg. no. 44,071</i>
Date	February 9, 2004

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I hereby certify that this correspondence is being facsimile transmitted to the USPTO or deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to: Mail Stop AF, USPTO, PO Box 1450, Alexandria, VA 22313-1450 on this date: February 9, 2004	
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Date	February 9, 2004

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**EXPEDITED PROCEDURE
EXAMINING GROUP 1652**

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant(s):	Turner Jr. <i>et al.</i>	Group Art Unit:	1652
Application No.:	09/870,113	Examiner:	M. Rao
Filed:	05/30/2001	Atty. Docket No.:	LEX-0182-USA
Title: Novel Human Mitochondrial Proteins and Polynucleotides Encoding the Same			

RESPONSE TO OFFICE ACTION DATED AUGUST 7, 2003

Mail Stop AF

Assistant Commissioner for Patents
Alexandria, VA 22313

Sir:

Applicants acknowledge the receipt of the Office Action ("the Action") mailed on August 7, 2003 (Paper No. 9), which has been carefully reviewed and studied. Reexamination and reconsideration of the application is requested in view of the following remarks. In order to facilitate the Examiner's evaluation of the application, Applicants have attempted to address the rejections in Paper No. 9 in the same order in which they were originally raised.

A Petition for an Extension of Time of three months to and including February 7, 2004, which falls on a Saturday and is therefore extended until Monday, February 9, 2004 under 37 C.F.R. § 1.7, and authorization to deduct the fee as required under 37 C.F.R. § 1.17(a)(3) from Applicants' representatives Deposit Account are included. The response is thus timely filed. Applicants believe no fees in addition to the fee for the extension of time are due in connection with this response. However, the Commissioner is authorized to charge any necessary fees or credit any overpayment to Deposit Account No. 50-0892.